

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

# FIFTY-NINTH LEGISLATURE.

---

HOUSE.

No. 84.

---

Proposed amendments to HOUSE BILL No. 42.

Amendment "A."

Amend section two by inserting after the word  
2 "company" in the fifth line thereof, the words  
3 "having first obtained permission of the municipal  
4 authorities therefor,"

5 *Sect. 2.* The capital stock of said company shall  
6 be not less than thirty thousand dollars, nor more  
7 than three hundred thousand dollars, and shall be  
8 divided into shares of not exceeding one hundred  
9 dollars each. Said company, having first obtained  
10 permission of the municipal authorities therefor,  
11 shall have power to erect, establish and maintain  
12 in the city of Portland, suitable works for the  
13 manufacture and distribution of steam for heating  
14 purposes and power for manufacturing establish-  
15 ments.

Amendment "B."

Amend section four by inserting after the word  
2 "person" in the nineteenth line of said section, the

3 words "and to said city," so that said section as  
4 amended shall read as follows:

5 *Sect. 4.* Whenever the company shall lay down  
6 any pipes, conduits, or fixtures, in any street, or  
7 make any alteration or repairs upon their works  
8 in any street, they shall cause the same to be done  
9 with as little destruction to the public travel as  
10 may be practicable, and shall at their own expense,  
11 without unnecessary delay, cause the earth and  
12 pavement removed by them to be replaced in  
13 proper condition. They shall not be allowed in  
14 any case, to obstruct or impair the use of the pipes  
15 and fixtures of the Portland gas light company or  
16 of the Portland water company, or of any public  
17 or private drain, or common sewer, or reservoir;  
18 but said company shall have the right to cross, or  
19 where necessary, to change the direction of any  
20 private drain in such a manner as not to obstruct  
21 or impair the use thereof, being liable for any injury  
22 occasioned by any such crossing or alteration, to  
23 the owner thereof, or any other person, and to said  
24 city, in an action upon the case.

Amendment "C."

Amend section five by striking out the word  
2 "thirty" in the ninth line, and inserting instead

3 thereof the word "ten," so that said section as  
4 amended shall read as follows:

5 *Sect. 5.* If the said company shall be duly or-  
6 ganized within three years from the passage of this  
7 act, and shall within that time have raised and  
8 expended at least ten thousand dollars for the  
9 objects of their incorporation, and shall have act-  
10 ually commenced the manufacture and distribution  
11 of steam, they shall then have and enjoy the fran-  
12 chise and privileges granted them by this act,  
13 exclusively, for the term of ten years from the  
14 date of their organization, subject to the terms and  
15 limitations hereinafter prescribed, and subject to  
16 all such regulations and control as may, by law, be  
17 exercised over corporations by the judicial tribu-  
18 nals of this state.

Amendment "D."

Amend section twelve by inserting after the  
2 word "health" in the fourth line, the words "con-  
3 venience, property," so that said section as amended  
4 shall read as follows:

5 *Sect. 12.* The mayor and aldermen for the time  
6 being shall at all times have the power to regulate  
7 and control the acts and doings of said corpora-  
8 tion, which may in any manner effect the health,

9 convenience, property or safety of the inhabitants  
10 of the city.

Amendment "E."

Amend by adding

2 *Sect. 14.* Nothing in this act shall be construed  
3 to effect or abridge the rights of any parties in said  
4 city now having and exercising rights similar to  
5 to any of those granted by it.

---

STATE OF MAINE.

---

In HOUSE OF REPRESENTATIVES, }  
February 27, 1880. }

Presented by Mr. VERRILL of Portland, and ordered printed.

ORAMANDAL SMITH, *Clerk.*